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PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Roger N. Wurtele)
) **Art Unit: 2834**
Serial No. **10/718,182**)
) **Examiner: Mohandesi, Iraj A.**
Filed: **November 20, 2003**)
) **Confirmation No. 9319**
For: **Auxiliary Power Unit for a**)
Diesel Powered Transport)
Vehicle)

REVOCATION AND GRANT OF POWER OF ATTORNEY

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Energy & Engine Technology Corporation, the owner by assignment of all right, title, and interest in and to the subject application, hereby revokes all powers of attorney heretofore granted for this application and hereby appoints the following attorneys, all of King & Spalding LLP and all associated with **Customer Number 20786**, as the attorneys of record herein, with full power of substitution and revocation, to prosecute this application and to transact all business in the U.S. Patent and Trademark Office connected therewith:

Sherry M. Knowles, Registration No. 33,052; W. Scott Petty, Registration No. 35,645; Holmes J. Hawkins III, Registration No. 38,913; Clark G. Sullivan, Registration No. 36,942; Steven P. Wigmore, Registration No. 40,447; A. Shane Nichols, Registration No. 43,836; William O. Isaacs II, Registration No. 44,165; Robert T. Neufeld, Registration No. 48,394; Stephanie D. Adams, Registration No. 47,378; Natasha Horne Moffitt, Registration No. 53,340; James M. Hannon, Registration No. 48,565; Michael S. Pavento, Registration No. 42,985; Madeline I Johnston, Registration No. 36,174, of King & Spalding LLP.

It is requested that future U.S. Patent and Trademark Office correspondence in this case be directed to:

Robert T. Neufeld
KING & SPALDING LLP
191 Peachtree Street, 45th Floor
Atlanta, Georgia 30303-1763

Direct all telephone calls to (404) 572-3509 at (404) 572-4600.

Statement Under 37 CFR 3.73(b)

Assignee, Energy & Engine Technology Corporation, having a place of business at 5308 West Plano Parkway, Plano, Texas 75093, certify that they are the assignee of the entire right, title and interest in the patent application identified above by virtue of a chain of title from the respective inventor of the subject matter disclosed and claimed. A copy of an assignment from the inventor, Roger N. Wurtele, to Energy & Engine Technology Corporation is also enclosed herewith and was recorded on November 20, 2003, at Reel 014736, Frame 0729.

The undersigned has reviewed all the respective documents in the chain of title of the patent application identified above and, to the best of undersigned's knowledge and belief, title is in the respective assignee identified above.

The undersigned is empowered to sign this Revocation and Power of Attorney and Certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 4/28/05

ENERGY & ENGINE TECHNOLOGY
CORPORATION

By: [Signature]

Name: Jolie Kuhn

Title: Secretary + General Counsel

K&S Docket: 09845.20707.001
3710344



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

JUNE 16, 2004

PTAS



102614237A

WHITAKER, CHALK, SWINDLE ET AL
STEPHEN S. MOSHER
3500 CITY CENTER TOWER II
301 COMMERCE STREET
FORT WORTH, TX 76102

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 11/20/2003

REEL/FRAME: 014736/0729

NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).
DOCKET NUMBER: 20707.001

ASSIGNOR:

WURTELE, ROGER N.

DOC DATE: 11/18/2003

ASSIGNEE:

ENERGY & ENGINE TECHNOLOGY
CORPORATION
5308 WEST PLANO PARKWAY
PLANO, TEXAS 75093

SERIAL NUMBER: 10718182

FILING DATE: 11/20/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: AUXILIARY POWER UNIT FOR A DIESEL POWERED TRANSPORT VEHICLE

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LAZENA MARTIN, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS



12-03-2003



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Doc No.: 20707.001

HEET

U.S. DEPARTMENT OF COMMERCE

Patent and Trademark Office

Tab settings

To the Director of the United States Patent and Trademark Office: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):
Roger N. Wurtele

11.20.03

Additional names(s) of conveying party(ies)

☐ Yes ☒ No

3. Nature of conveyance:

☒ Assignment

☐ Merger

☐ Security Agreement

☐ Change of Name

☐ Other

Execution Date: **November 18, 2003**

2. Name and address of receiving party(ies):

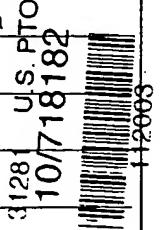
Name: **Energy & Engine Technology Corporation**

Internal Address:

Street Address: **5308 West Plano Parkway**

City: **Plano** State: **TX** ZIP: **75093**

Additional name(s) & address(es) attached? ☐ Yes ☒ No



4. Application number(s) or patent numbers(s):

If this document is being filed together with a new application, the execution date of the application is: **November 18, 2003**

A. Patent Application No.(s)

B. Patent No.(s)

10718182

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: **Stephen S. Mosher**

Internal Address:

Street Address: **Whitaker, Chalk, Swindle & Sawyer, LLP**

3500 City Center Tower II, 301 Commerce Street

City: **Fort Worth** State: **TX** ZIP: **76102**

6. Total number of applications and patents involved: **1**

7. Total fee (37 CFR 3.41):.....\$ **40.00**

☒ Enclosed - Any excess or insufficiency should be credited or debited to deposit account

☐ Authorized to be charged to deposit account

8. Deposit account number:

50-2555

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Stephen S. Mosher

November 20, 2003

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document:

3

Assignment of Rights in Invention (Sole inventor; single assignee)		Docket No. 20707.001
Inventor	Residence of Inventor	
Roger N. Wurtele	5913 Glen Heather Drive, Plano, Texas 75093	
Assignee	Residence or Principal Place of Business of Assignee	
Engine & Energy Technology Corporation	5308 West Plano Parkway Plano, Texas 75093	

Whereas, I, the above-identified Inventor, have invented certain new and useful improvements in:

AUXILIARY POWER UNIT FOR A DIESEL POWERED TRANSPORT VEHICLE

(hereinafter referred to as "Invention") for which I am making application for Letters Patent in the United States of America;

And, whereas I desire to assign a 100% undivided interest in said Invention, said application disclosing the Invention and any Letters Patent which may be granted therefor to the above-identified Assignee, and whereas said Assignee is desirous of acquiring the entire right, title and interest in the same;

*Now, this indenture witnesseth, that for the sum of **Ten** dollars (\$**10.00**), and other good and valuable consideration, the receipt whereof is hereby acknowledged;*

I hereby assign, sell and transfer a 100% undivided interest in said invention, said application, including any divisions, continuations, and continuations-in-part thereof, and in and to any and all Letters Patent of the United States, and countries foreign thereto, which may be granted for said Invention, and in and to any and all priority rights, Convention rights, and other benefits accruing or to accrue to me with respect to the filing of applications for patents or securing of patents in the United States and countries foreign thereto, unto said Assignee;

And I hereby authorize and request the Commissioner of Patents and Trademarks to issue said United States Letters Patent to said Assignee, as assignee of the whole right, title and interest thereto;

And I further agree to execute all necessary and lawful future documents, including assignments in favor of Assignee, or its designees as Assignee or its Assignees may from time-to-time present to me in order to perfect title in said Invention, modifications, and improvements in said Invention, applications and Letters Patent of the United States and countries foreign thereto;

Assignment of Rights in Invention (Sole inventor; single assignee)		Docket No. 20707.001
Inventor	Residence of Inventor	
Roger N. Wurtele	5913 Glen Heather Drive, Plano, Texas 75093	
Assignee	Residence or Principal Place of Business of Assignee	
Engine & Energy Technology Corporation	5308 West Plano Parkway Plano, Texas 75093	

And I further agree to sign and properly execute such necessary and lawful papers for application for foreign patents, for filing divisions, continuations and continuations-in-part of said application for patent, and/or, for obtaining any reissue or reissues of any Letters Patent which may be granted for my aforesaid Invention, as the Assignee thereof shall hereafter require and prepare at its own expense.

Executed this 18TH day of November, in the year 2003
at 5308 West Plano Parkway
Plano, Texas 75093

Roger N. Wurtele
(Signature of Inventor)

State of Texas

County of Collin

Before me personally appeared Roger N. Wurtele
who acknowledged the foregoing instrument to be a free act and deed and also represented that he or she is authorized to
execute the same this 18th day of November, in the year 2003



Theresa S. McAndrew
(Notary Public)